

1 Scott H. Frewing, State Bar No. 191311  
2 Andrew P. Crousore, State Bar No. 202195  
3 Elizabeth Chien, State Bar No. 240747  
**Baker & McKenzie LLP**  
4 660 Hansen Way  
Palo Alto, CA 94304-1044  
Telephone: +1 650 856 2400  
Facsimile: +1 650 856 9299  
scott.h.frewing@bakernet.com  
andrew.p.crousore@bakernet.com  
elizabeth.chien@bakernet.com

7 Attorneys for Defendant  
Simon Yuan

8  
9  
10  
11  
12  
13  
14  
15  
16  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

17 UNITED STATES OF AMERICA,  
18 Plaintiff,  
19 v.  
20 SIMON S. YUAN,  
21 Defendant.

Case No. CR-07-0338-JF

STIPULATION AND [PROPOSED]  
ORDER RE-SCHEDULING  
SENTENCING HEARING

22 IT IS HEREBY STIPULATED between the parties that the defendant's sentencing hearing,  
currently scheduled for Wednesday, February 6, 2008 at 9:00 a.m. shall be vacated, and subject to  
the approval of the Court, a new sentencing hearing date of Wednesday, February 13, 2008 at  
9:00 a.m. shall be set.

23 It is so stipulated.

24 Dated: January 28, 2008

Respectfully submitted,

BAKER & MCKENZIE LLP

25 By: /s/

26 Scott H. Frewing  
Attorneys for Simon Yuan

1 Dated: January 28, 2008

2 By: /s/

3 Cynthia Stier  
4 Assistant U.S. Attorney

5 Pursuant to General Order No. 45, Section X(B), Scott H. Frewing hereby attests that the  
6 signatory's concurrence in the filing of this document has been obtained.

7  
8 **It is so ORDERED.**

9  
10 Dated: \_\_\_\_\_

By: \_\_\_\_\_

11 JEREMY FOGEL  
12 UNITED STATES DISTRICT JUDGE

13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28